

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

POLICE – O.A.No.601/2007 in Hon'ble APAT, Hyderabad filed Sri K.Sudhakar Reddy, Commandant, Home Guards (Retired) for assigning of notional seniority in the cadre of Deputy Superintendent of Police (AR) and Commandant – Orders – Issued.

HOME (SER-I) DEPARTMENT

G.O. Rt.No. 1204

Dated:9-7-2012

Read the following:-

- 1.From the Hon'ble APAT, Hyderabad judgment dated 7.12.2010 in O.A.No.601/2007 filed by Sri K.Sudhakar Reddy, Commandant, Homeguards (Retired)
- 2.From the Director General of Police, A.P., Hyderabad
Lr. Rc.No.833/G5/2007, dated 21.3.2011
- 3.Govt. memo. No.19706/Ser.I/A1/2010-2, dated 18.4.2011
- 4.From the Director General of Police, A.P., Hyderabad
Lr. Rc.No.833/G5/2007, dated 2.12.2011
- 5.Govt. Memo. No.19706/Ser.I/A1/2010-3, dated 9.12.2011
- 6.From the Director General of Police, A.P., Hyderabad
Lr. Rc.No.833/G5/2007, dated 4.2.2012

ooo

ORDER:-

In the reference 1st read above, the Hon'ble APAT, Hyderabad, has disposed of the O.A.No.601/2007 filed by Sri K.Sudhakar Reddy, Commandant, Home Guards (Retired). The operative portion of which is as follows:

"The relief sought by the applicant in this O.A. is similar to the orders granted in O.A.No.5629 of 2009. Therefore, the present O.A. is also disposed off on similar lines as in O.A.No.5629/2009, directing the Respondents to grant consequential notional seniority in the cadre of Deputy Superintendent of Police from 1986-1987 and in the category of Additional Superintendent of Police (AR) Commandant from 1996-1997 in consequence of orders issued in G.O. Ms.No.207, Home Department, dated 19.9.2001 and also examine the case of the applicant for Special Promotion Scale notionally and pass appropriate orders as per his eligibility and also as per rules in force. The respondents are directed to pass appropriate orders within a period of two months from the date of receipt of a copy of this order".

2. In the letter 2nd read above, the Director General of Police, A.P., Hyderabad, has stated that action has been taken for implementing the orders of Hon'ble APAT in O.A.No.5629/2009 field by sri M.Narasimha Reddy, as Government in Memo. No.26888/Ser.I/A1/2007-1, dated 12.9.2007 upheld the G.O.Ms.No.137, Home Department, dated 17.6.2000.

3. In the letter 4th read above, the Director General of Police, A.P., Hyderabad, has reported that in G.O.Ms.No.207, Home (Pol.E) Department dated 19.9.2001 orders were issued revising notional dates of seniority of certain R.Is. of SARCPL as an amendment to G.O. Ms.No.179, Home (Pol.E) Department, dated 21.6.1999 in which the seniority of R.Is (AR) was fixed. One Man Commission in their proceedings dated 30.8.2003 observed that if the Presidential Order is to be applied, all the deputations should be revised retrospectively and the seniority and promotion dates would necessarily have to be revised. If the observations of the OMC are implemented, the promotion panel of R.Is. (AR) right from the year 1975 onwards requires to be revised. Further before 2006, there were number of R.Is. of SARCPL who got promotion as Deputy Superintendents of Police (AR) and Commandants (AR) and retired from service after enjoying the status. As the said G.O. has not been cancelled it is still in force. Keeping in view of the orders of the Hon'ble Tribunal, the Director General of Police, A.P., Hyderabad, has requested the Government to assign the notional seniority in respect of Sri K.Sudhakar Reddy, Commandant (Home Guards) (Retired) in the cadre of D.S.P. (AR) as 15.9.1988 and Commandant as 30.6.1996, on par with his junior.

4. In the letter 6th read above, the Director General of Police, A.P., Hyderabad, has further reported that it is not possible to revise the promotional panels of R.Is. of Armed Reserve right from the year 1975 at this juncture. No one questioned about the placement of Sri K.Sudhakar Reddy, after his promotion as Commandant (HGs) in 2003 till date to issue show cause notice.

5. After careful consideration of the matter, keeping in view of the proposal of the Director General of Police, A.P., Hyderabad, Government hereby accord notional seniority in respect of Sri K.Sudhakar Reddy, Commandant (Home Guards) (Retired) in the cadre of D.S.P. (AR) as 15.9.1988 and Commandant as 30.6.1996, on par with his junior.

6. The Director General of Police, A.P., Hyderabad, is requested to take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)**

To
The Director General of Police, A.P., Hyderabad
Copy to:-
The individual **thro'**
the Director General of Police, A.P., Hyderabad
The Govt. Pleader for Home (S),
A.P.A.T., Hyderabad.
SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER